

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----X  
SHARWLINE NICHOLSON, ET AL.

Plaintiffs,

-against-

NAT WILLIAMS, ET AL.

Defendants.  
-----X

MEMORANDUM AND ORDER

CV 00-2229

(JBW) (CJ)

**FILED**

IN CLERK'S OFFICE  
U.S. DISTRICT COURT, E.D.N.Y.

★ SEP 09 2005 ★

BROOKLYN OFFICE

WEINSTEIN, *Senior District Judge:*

Upon all prior submissions in this action, George E. Pataki, as Governor of the State of New York, Jonathan Lippman, as Administrative Judge of the State of New York, and John Johnson, as Commissioner of the Office of Children and Family Services of the State of New York, are dismissed as defendants from this action.

SO ORDERED.

Jack B. Weinstein  
Senior District Judge

Dated: Brooklyn, New York  
August 9, 2005

9/9



STATE OF NEW YORK  
OFFICE OF THE ATTORNEY GENERAL  
ELIOT SPITZER  
ATTORNEY GENERAL

**FACSIMILE TRANSMISSION**

TO Honorable Jack B. Weinstein  
U.S. District Judge

FAX NO. (718) 260-2527  
PHONE NO. (718) 260-2520

FROM William H. Bristow III, Assistant Attorney General  
PHONE NO. (212) 416-8648

DATE September 7, 2005      NUMBER OF PAGES 3  
(INCLUDING THIS PAGE)

REMARKS Re: Nicholson v. Williams, 00 CV 2229

IF THERE IS A PROBLEM WITH THIS TRANSMISSION, PLEASE CONTACT

NAME F. Callaghan  
PHONE NO. (212) 416-8554

OFFICE LITIGATION - NYC  
FAX NO. (212) 416-6077

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STATE OF NEW YORK  
OFFICE OF THE ATTORNEY GENERAL

ELIOT SPITZER  
Attorney General

(212) 416-8648

RICHARD RIFKIN  
Deputy Attorney General  
State Counsel Division

JAMES B. HENLY  
Assistant Attorney General in Charge  
Litigation Bureau

August 2, 2005

BY HAND

Honorable Jack B. Weinstein  
United States District Judge  
United States Courthouse  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Re: Nicholson v. Williams  
00 Civ. 2229 (JBW)

F2D  
JW 9/2/05

Dear Judge Weinstein:

In a follow-up to my letter, dated July 7, 2005, enclosed herewith as requested by Magistrate Judge Pollack's chambers is a proposed Memorandum and Order dismissing defendants George E. Pataki, as Governor of the State of New York, Jonathan Lippman, as Administrative Judge of the State of New York ("defendant Lippman"), and John Johnson, as Commissioner of the Office of Children and Family Services of the State of New York, from this action. Although the Attorney General's Office does not represent defendant Lippman, I have spoken with his counsel, Shawn Kerby, who has authorized me to submit the proposed Memorandum and Order on defendant Lippman's behalf.

Respectfully submitted,

*William H. Bristow III*

William H. Bristow III (WB-1521)  
Assistant Attorney General

cc: Honorable Cheryl L. Pollak, U.S. Magistrate Judge  
David Lansner, Esq., Attorney for Subclass A

MODE = MEMORY TRANSMISSION

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-HON. JACK B. WEINSTEIN -

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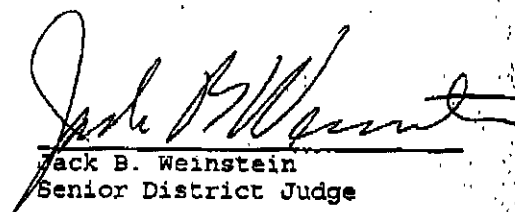
MEMORANDUM AND ORDER

CV 00-2229  
(JBU) (CLP)

WEINSTEIN, Senior District Judge:

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SO ORDERED.

  
Jack B. Weinstein  
Senior District Judge

Dated: Brooklyn, New York  
August 9/9, 2005